

<p style="text-align: center;">Minutes of the Annual Town Meeting May 21, 2012</p>
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Moderator George Knittel opened the Annual Town Meeting on Monday, May 21, 2012 at 7:16 pm at the Ayer Shirley Middle School Auditorium, 1 Hospital Road. Mike Detillion led the meeting in the Pledge of Allegiance. The Town Clerk had sworn the following people to serve as tellers: Mike Detillion, Joe Stanislaw, and James Thibault. Election workers Marjorie Marcinkewicz and Barbara Masiero checked voters into the meeting. 81 voters were present at 7:40 pm.

Gary Brackett of Town Counsel Brackett and Lucas was in attendance and seated at the table on the stage with the Selectmen and Finance Committee.

The Town Clerk confirmed for the Moderator that the warrant had been duly posted. The Moderator asked members of the audience to obtain a copy of the warrant at the check-in area if they had not picked up a copy on their way in. He advised that the Town Meeting would be referring to information printed in warrant and sufficient copies were available for all attendees.

The Moderator asked the meeting's permission to have Paul Przybyla serve as a temporary Assistant Moderator for the Annual Town Meeting. This would enable Moderator Knittel to step down and speak about an article, if he should need to, and avoid a conflict of interest. No one in the audience had any objections, so Moderator Knittel appointed Mr. Przybyla and the Town Clerk swore him in.

Article 1. Accept Annual Town Report

David Swain moved that the Town vote to accept the Reports of the Selectmen and other Town Officers for the Fiscal Year July 1, 2010 through June 30, 2011, as published and promulgated, a copy having been filed in the Office of the Town Clerk. Motion seconded by Kendra Dumont

Finance Committee and the Board of Selectmen recommended favorable action.

Hand vote: Moderator declared that the motion passed unanimously.

Article 2. Amend Appropriations for the Current Fiscal Year

David Swain moved that the Town vote to amend the amounts appropriated under Article 6 of the June 6, 2011 Annual Town Meeting under Line Item #192, Public Buildings, by transferring \$47,313.18 from Free Cash into a new sub-line item entitled Town Sewer Assessment under Line Item #192. Motion seconded by Kendra Dumont

Finance Committee and the Board of Selectmen recommended favorable action.

At the June 2011 Annual Town Meeting, there were no funds available to pay for this expense, so the payment was deferred until Free Cash was available to fulfill the obligation.

Amendment 1: Bryan Dumont moved to change \$47,313.18 to \$0. Motion seconded by Kevin Hayes. Mr. Dumont advised that there were current state court rulings that made assessments to municipalities illegal. He advised that he had sent the information to Town Counsel and asked for his opinion. Attorney Brackett advised that he had not yet

had a chance to review the court rulings and suggested that the article be laid on the table.

The idea of not voting on the article and putting the funds to pay for it into the stabilization fund was discussed.

John Oelfke moved to postpone discussion indefinitely. Motion was seconded.

Hand Vote on motion to postpone indefinitely: Moderator declared passed by majority.

Article 3. Amend Nashoba Valley Technical High School District Agreement (Add Ayer to District; see Appendix A)

David Swain moved that the Town vote to amend the Nashoba Valley Technical High School District agreement as set forth in Appendix A in the Warrant. Motion seconded by Kendra Dumont.

Finance Committee and the Board of Selectmen recommended favorable action.

The amendment would allow the town of Ayer to join the region. Ayer students had been choosing in.

Hand Vote: Moderator declared that the motion passed by a unanimous vote in favor.

Note: Appendix A as set forth in the warrant can be found at the end of these minutes:
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**Article 4. Appropriate Omnibus Operating Budget for FY2013
(see Appendix B)**

Finance Committee Chairman Frank Kolarik moved that the Town vote to appropriate \$10,994,154.43 for the Omnibus Operating Budget of the Town for the period beginning July 1, 2012 through June 30, 2013 (Fiscal Year 2013), to defray the operations and other necessary and proper charges, costs, and expenses of the boards, commissions, committees, officers, and departments of the Town, together with the payment of debt service, for said Fiscal Year 2013, with each numbered line item considered to be a separate appropriation, as set forth in Appendix B in the Warrant;

and further, that the Town authorize the Board of Selectmen, with the concurrence of the Finance Committee, to transfer funds among numbered line items defined within the budget, provided that such transfers shall only occur within the last two months of the fiscal year, and the total transfer amount shall not be more than 1% of the total budget amount, and provided further, that any such transfers shall require a majority vote of each of the Board of Selectmen and the Finance Committee at a duly posted public meeting;

such amounts to be provided by taxation and/or by transfer from available funds. Motion seconded by Kendra Dumont

Mr. Swanton made a presentation about the state of the town's finances and explaining the new omnibus budget procedures. In short, we continue to have structural deficit: our revenues are still less than the amount requested and obligated to pay for basic services.

Moderator Knittel reviewed the budget line item by line item, giving meeting attendees the option to place a hold on lines they wanted further discussion on.

Holds were requested for the following line items:

Line #	Department/Account Name
129	Chief Administrative Officer
155	Computer Operations
192	Public Buildings
512	Board of Health Recycling
514	Nashoba Board of Health
611	Library

The moderator advised that we would vote first on the items that had not been held; then, after discussing the held items, we would vote on those separately.

David Swain moved that the Town vote to appropriate **\$10,405,957.21** for the General Operating Budget of the Town for the period beginning July 1, 2012 through June 30, 2013 (Fiscal Year 2013) to defray the operations and other necessary and proper charges, costs, and expenses of the boards, commissions, committees, officers, and departments of the Town, together with the payment of debt service, for said Fiscal Year 2012, with each item considered to be a separate appropriation, all as set forth in the Warrant, such amounts to be provided by:

\$10,103,510.59	from Raise and Appropriate
\$ 230,035.82	to be appropriated from Free Cash
\$ 2,400.00	to be appropriated by a transfer from the Town's Sale of Cemetery Lots Receipts Account
\$ 11,100.00	to be appropriated by a transfer from the Perpetual Care Account
\$ 198.54	to be appropriated by a transfer from the School Bond Premium Reserve
\$ 7,000.00	to be appropriated by a transfer from the Dog Officer Revolving Fund
\$ 1,616.00	to be appropriated by a transfer from the Wetlands Filing Fee Account
\$ 5,000.00	to be appropriated by a transfer from the Recreation Basketball Revolving Fund
\$ 3,500.00	to be appropriated by a transfer from the Recreation Soccer Revolving Fund
\$ 1,520.00	to be appropriated by a transfer from Recreation Adult Programs Revolving Fund
\$ 1,720.00	to be appropriated by a transfer from Summer in Shirley Program Revolving Fund
\$ 6,000.00	to be appropriated by a transfer from the Benjamin Hill Swimming Revolving Fund.
\$ 32,356.26	to be appropriated by a transfer from the Massachusetts School Building Assistance Program Debt Reserve Account.

and further, that the Town authorize the Board of Selectmen, with the concurrence of the Finance Committee, to transfer funds among line items defined within the budget,

provided that such transfers shall only occur within the last two months of the fiscal year, and the total transfer amount shall not be more than 1% of the total budget amount; and provided further, that any such transfer shall require a majority vote of each of the Board of Selectmen and the Finance Committee at a duly posted public meeting. Motion seconded by Kendra Dumont.

Hand Vote: Moderator declared unanimous vote in favor. Motion carried.

Discussion then turned to the held items.

#129 – Chief Administrative Officer (CAO)

Residents inquired whether the Chief Administrative Officer (CAO) had been able to secure any grants for the town, what alternate revenue streams he had been able to identify since coming on board, and what plan he had developed to move the town forward.

Amendment 1: Kevin Hayes moved to reduce the line item from \$95,365.22 to \$85,000. Motion seconded.

The Finance Committee advised that they had recommended \$95,365.22 since the amount was determined by the CAO's contract.

Kevin Hayes requested that the vote on the amendment be done by secret ballot. Seven people stood in favor of the secret ballot.

Town Counsel advised the meeting that only the increase in the CAO's salary was subject to approval by Town Meeting vote. The \$95,365.22 figure was set by the contract, and if not enough funds were not appropriated at this meeting, additional funds would need to be appropriate at a future meeting to meet the town's contractual obligation.

As a result, Kevin Hayes requested to withdraw his motion. The moderator advised that no second was required and the request could not be debated. A majority vote would be needed for it to pass.

Hand Vote on Request Withdraw Motion: Majority vote in favor. Motion was withdrawn.

#155 – Computer Expenses

Amendment 1: Motion made to amend the amount from \$135,966 to \$122,966. Motion failed due to a lack of second.

#192 – Public Buildings

Amendment 1: Bryan Dumont moved reduce the line item total of \$135,467.00 by \$46,538 (Sewer Assessment), making the new total \$88,929. The finance Committee advised that they would stay with the original recommended amount. The Board of Selectmen deferred to Town Counsel. Counsel advised that while research is being done to determine whether the assessment is in violation of established laws, the town could choose to appropriate the lower amount now and, if the assessment is deemed legal,

appropriated the balance at a later time.
Moderator Knittel advised that the meeting would vote on the higher amount first, in accordance with our town procedures.

Hand Vote on \$135,467.00. Moderator declared motion failed.

Hand Vote on amended amount of \$88,929. Moderator declared majority vote in favor and amendment passed.

#512- Board of Health/Recycling and 514-Nashoba Board of Health

Amendment 1: Jackie Esielionis of the Board of Health moved to reduce line #514 by \$5,745.94 for a new total of \$17,868.06 and to increase line #512 by \$5745.94 for a new total of \$12,245.94. Andy Deveau seconded the motion.

Mrs. Esielionis advised that the reduction in line #514 reflected the town's new assessment amount. In the past, the assessment amount was based on the federal census figure, which includes the prison population. This was revised this year to be based instead on the town's actual resident population.

The sub-line items for #514 would be as follows:

	FY2012	FY2013
Health Services	\$15,354.00	\$12,342.73
Home Care Services	<u>\$ 8,260.00</u>	<u>\$ 5,525.33</u>
Total	\$23,614.00	\$17,868.06

The Board of Health sought to transfer the savings to #512 so that the Town could join the Devens Regional Hazardous Products Collection Center. The Board had arranged to split the initial \$8,975 buy-in cost with the Shirley Water District and the Sewer Department. The Board of Health would pay for the annual operating cost of \$3,179 going forward.

The sub-line items for #512 would be as follows:

	FY2012	FY2013
Health Services	\$ 5,000.00	\$ 5,000.00
Home Care Services	<u>\$ 1,500.00</u>	<u>\$ 7,245.94</u>
Total	\$ 6,500.00	\$12,245.94

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote on Amendment 1: Moderator declared majority vote in favor. Amendment passed.

#611 – Library

Amendment 1: Elizabeth Quinty moved to amend article 4, line item #611, Total Library Budget, to read \$193,625. Kendra Dumont seconded.

The amended amount included the \$2,840 of Step and Cost of Living (COLA) increases

that would be later be covered in Article 13. Having the amount approved as part of the budget would ensure that the town appropriates the minimum Municipal Annual Requirement (MAR) set by the Massachusetts Board of Library Commissioners. Communities must appropriate the MAR in order to meet statutory and regulatory requirements to be certified to receive State Aid to Public Libraries . If Article 13 were to fail, then the amount in the budget would be less than the required appropriation. If Article 13 passes, the library would agree to reduce the salary portion of this line by \$2,850 at a fall town meeting.

Hand Vote on Amendment 1: Moderator declared majority vote in favor. Amendment passed.

The Moderator advised that all of the held items had been discussed and that we would next vote on the motion to appropriate funding for the held items.

David Swain moved that the town vote to appropriate \$544,499.22 for the Omnibus Operating Budget of the Town for Fiscal Year 2013, such amounts to be provided by Raise and Appropriate. Motion seconded by Kendra Dumont.

Hand Vote on Motion to Fund Held Items: Moderator declared unanimous vote in favor. Motion passed.

Note: The FY2013 budget as passed is included at the end of these minutes for reference.
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Article 5. Appropriate Omnibus Sewer Department Budget for FY2013

David Swain moved that the Town vote to appropriate \$1,530,209 to be expended by the Sewer Commissioners, as and for the budget of the Sewer Department for the period from July 1, 2012 through June 30, 2013, (Fiscal Year 2013) to defray the operations and other necessary and proper charges, costs, and expenses of the Sewer Department for said Fiscal Year 2013 as set forth in the Warrant; such amounts to be provided from estimated revenues of \$882,150 from betterment assessments, from an estimated \$448,059 of user fees, and from \$200,000 of retained earnings. Motion seconded by Kendra Dumont.

It was explained that the warrant had a transposition error in the appropriation, such that the figure in the first line of the article of \$1,530,209 was printed \$1,530,290 in the warrant. Also, the reference figure for the FY2012 Medicare amount for FY12 was \$479, not \$528, making the total appropriated for FY12 \$1,631,941, as opposed to \$1,631,990, as printed in the warrant.

Line 442: FY2013 Sewer Department Budgets

Description	Appropriated FY12	Requested FY13
Wages, Hourly	\$ 29,836	\$ 30,955
Health Insurance	\$ 15,771	\$ 16,560
Medicare	\$ 479	\$ 554
Contracted Services/Operations & Maintenance	\$ 543,374	\$ 483,290
General Operations/User Expenses	\$ 86,700	\$ 86,700
Reserve Fund	\$ 30,000	\$ 30,000
Capital Assessments & Debt Service/Betterment Expenses	\$ 885,352	\$ 882,150

Total Sewer Department	\$1,591,561	\$1,530,209
Indirect Cost Expenses	\$40,429	\$40,429
Total Sewer Department Spending	\$1,631,941	\$1,570,638

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor; Motion passed.

Article 6. Appropriate Ambulance Department Budget for FY2013

David Swain moved that the Town vote to appropriate \$121,038 to be expended by the Ambulance Department for the period from July 1, 2012 through June 30, 2013 (Fiscal Year 2013) to defray the operations and other necessary and proper charges, costs, and expenses of the Ambulance Department for said Fiscal Year 2013, as set forth in the Warrant; such amounts to be provided from an estimated \$80,000 of user fees, and from \$41,038 of retained earnings. Motion seconded by Kendra Dumont.

Line 231: FY2013 Ambulance Department Budgets

Description	Appropriated FY12	Requested FY13
Salary, Ambulance Director	\$ 12,735	\$ 12,735
Wages, Hourly – On-call EMT's, Billing Clerk	\$ 33,851	\$ 38,851
EMT Stipends	\$ 4,350	\$ 1,800
Health Insurance	\$ 31,542	\$ 32,652
Medicare	\$ 750	\$ 750
Expenses	\$ 26,000	\$ 29,250
Reserve Fund	\$ 5,000	\$ 5,000
Total Ambulance Department	\$ 114,228	\$ 121,038
Indirect Cost Expenses	\$ 49,967	\$ 49,967
Total Ambulance Department Spending	\$ 164,195	\$ 171,005

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor; Motion passed.

Article 7. Appropriate Curbside Solid Waste/Recycling Budget for FY2013

David Swain moved that the Town vote to appropriate \$224,464, to be expended by the Board of Health for the period of July 1, 2012 through June 30, 2013 (Fiscal Year 2013) to defray the operations and other necessary and proper charges, costs, and expenses associated with the Solid Waste/Recycling Curbside Collection Program; such amount to be provided from an estimated \$164,512 in user fees, and \$59,952 of retained earnings. Motion seconded by Kendra Dumont.

Line 443: FY2013 Solid Waste/Recycling Curbside Collection Budgets

Description	Appropriated FY12	Requested FY13
Expenses	\$224,464	\$224,464
Total Solid Waste/Recycling Curbside Collection	\$224,464	\$224,464

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor; Motion passed.

**Article 8. Establish & Fund Capital Improvement Plan (CIP)
Stabilization Fund**

David Swain moved that the Town vote to establish a Capital Improvement Plan (CIP) Stabilization Fund pursuant to MGL c. 40, s. 5B, to be used to fund capital items, capital equipment, and capital projects from the Town's approved 5-year Capital Improvement Plan; and further vote to transfer \$238,516 from Free Cash into said fund. Motion seconded by Kendra Dumont.

Rebecca Caldbeck, Finance Committee member and Principal Assessor, explained that this Stabilization Fund would be equivalent to a savings account that we would put monies in to save up for capital purchases. She presented some of the items on this year's capital improvement plan and budget to show what type of capital items this fund would be used for. In doing so, she also advised that we would be delaying the purchase of the following capital items until funding has been secured for them.

Air Packs for the Fire Department would not be purchased this year. The fire chief had applied for a grant to fund most of the cost, but the grant had not been awarded. He had received the grant 2 out of 6 times in the past, and will reapply. It is likely that the cost of the packs will be distributed as \$40,000 a year over the next several years.

Pickup Truck with Plow for the Department of Public Works would be purchased later in the year. This was to have been funded by the sale of the old municipal building; however, the closing on that building has been delayed.

2nd Police Cruiser would be purchased later in the year. This also was to have been funded by the sale of the old municipal building. The capital budget had included two cars, so one would be purchased now, and the second after funding has been secured.

The Moderator advised that since we were voting to establish a Stabilization Fund, a 2/3 vote would be required to pass the motion.

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor; Motion passed.

**Article 9. Approve Five-year Capital Improvement Plan & Capital Budget for FY2013
(See appendix C & D)**

David Swain moved that the Town vote to approve the "FY2013 Capital Budget with Funding Sources," together with the ensuing four years, said five-year plan known as the "Shirley

FY2013-FY2017 Capital Improvement Plan,” as set forth in Appendices C and D in the Warrant with the \$6,807 for the Air Packs deleted from this year’s Capital Budget. Motion seconded by Kendra Dumont.

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Motion passed by a majority vote

Note: Copies of the five-year capital improvement plan and capital budget for FY2013, as amended, are attached to these minutes.

Article 10. Appropriate for FY2013 Capital Budget by Transfer from Receipts Reserved Account & from CIP Stabilization Fund

David Swain moved that the Town vote to appropriate the sum of \$28,735.62 from the Receipts Reserved for Appropriation Account, to be expended by the Police Department on the purchase of a police cruiser; and further vote to appropriate \$226,959.58 from the CIP Stabilization Fund, as follows:

- a.) \$50,000 to purchase a one-ton dump truck, with a plow, to be expended by the Department of Public Works;
- b.) \$4,764 (to supplement the \$28,735.62 from Receipts Reserved) to purchase a police cruiser, to be expended by the Police Department;
- c.) \$80,000 to purchase a federally-mandated narrow band radio system, to be expended by the Police Department
- d.) \$92,195 to replace and update the Town’s information technology system, to be expended by the Board of Selectmen.

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Motion passed by a majority vote

Article 11. Appropriate for Police Cruiser for FY2013

David Swain moved that the Town take no action. Motion seconded by Kendra Dumont.

Hand Vote: Unanimous vote to take no action

Article 12. Appropriate for Pick-up Truck for FY2013

David Swain moved that the town take no action. Motion seconded by Kendra Dumont.

Hand Vote: Unanimous vote to take no action

Article 13. Accept Salary Classification Plan and FY2013 Wage Scale

David Swain moved that the Town vote to: a) amend the Salary Classification Plan, as set forth in Appendix E in the Warrant; b.) amend the FY2012 Wage Scale by increasing the rates of pay for each grade and step by one and one-half percent (1.5%), effective July 1, 2012, as set forth in Appendix F; and c.) raise and appropriate \$36,000 to be expended by the respective departments

to fund said percentage increase, and step increases, and increases for elected personnel, and all contractual and non contractual, and non union employees of the Town. Motion seconded by Kendra Dumont.

Paul Przybyla, Chair of the Personnel Board confirmed that the hearing required by the town bylaws was held on April 9, 2012.

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Moderator declared passed by majority vote

Note: Copies of the Salary Classification Plan, the FY2012 Wage Scale and the FY2013 Wage Scale are included at the end of these minutes.

Article 14. Authorize Transfers for Managing Debt

David Swain moved that the Town vote to authorize the Treasurer, with the approval of the Selectmen and the Finance Committee, to transfer funds among Line Item #711, Debt Service (Long-term Principal and Interest and Short Term Interest), and Line #712, Debt Issue Cost (Expense) in the Budget for Fiscal Year 2013; provided that such transfers remain within the total appropriations for these line items and sub-accounts. Motion seconded by Kendra Dumont.

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor; article passed.

Article 15. Renew Limited Additional Property Tax Exemption for Qualified Persons

David Swain moved that the Town vote to accept the provisions of Chapter 73, Section 4, of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, to allow an additional property tax exemption, which shall be uniform for all exemptions, but not to exceed more than a 100% additional property tax exemption, for Fiscal Year 2013, for those who qualify (persons who are blind, infirm, orphaned, over 70 years of age, widowed, certain veterans with a service-connected disability, etc.) under Chapter 59, Section 5, of the Massachusetts General Laws. Motion seconded by Kendra Dumont.

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor; article passed.

Article 16 – Adjust Eligibility Factors for Property Tax Exemption

David Swain moved that the Town vote to adjust the eligibility factors for the property tax exemption for senior citizens under General Laws Chapter 59, Section 5, Clause 41C, in accordance with Section 51 of Chapter 184 of the Acts of 2002, by increasing the allowable gross receipts for applicants from \$15,663.52 to \$18,000 if single and from \$18,073.29 to \$20,000 if married. Motion seconded by Kendra Dumont

Hand Vote: Unanimous vote in favor; article passed.

Article 17 – Appropriate for Conversion & Adjustment of GIS Database

David Swain moved that the Town vote to appropriate the sum of \$5,800 to be expended by the Board of Assessors for the purpose of converting and adjusting the text to set up the data for tax map production in conjunction with the geographic information system (GIS) database format; such appropriation to be provided by a transfer from Overlay Surplus.

Hand Vote: Unanimous vote in favor; article passed.

Article 18. Establish and Re-establish Departmental Revolving Funds

David Swain moved that the Town vote to establish and re-establish the Departmental Revolving Funds described in Items A through M of Article 12 of the Warrant, in accordance with Chapter 44, Section 53E½ of the Massachusetts General Laws for the purposes, and subject to, the expenditure limits as set forth in the Warrant. Motion seconded by Kendra Dumont.

The moderator read the name of each fund and the amount requested. The Moderator pointed out that the revolving fund for the Council on Aging Newsletter Printing Expenses (letter “n”) was a new fund. No holds were asked for, and there were no comments or questions.

A list of the revolving funds as printed in the warrant is below.

A. Council on Aging Van Service (Re-establish)

Fiscal Year Expenditure \$43,000

Limit:

Authorized Department: Council on Aging.

Program or Purpose: Van Service for transporting the elderly and disabled.

Revenue Source: Fees, Fares or Reimbursement from Montachusett Regional Transportation Authority

B. Advertising & Postage Costs Advanced by Applicants (Re-establish)

Fiscal Year Expenditure \$5,000

Limit:

Authorized Department: Relevant Departments

Program or Purpose: Pass-through account for legal advertisements and postage funded by applicants for licenses, permits, etc.

Revenue Source: Charges, costs, and fees advanced or reimbursed by applicants in connection with applications for licenses, permits, variances, or other matters.

C. Dog Licensing & Other Expenses (Re-establish)

Fiscal Year Expenditure \$5,000

Limit:

Authorized Department: Town Clerk, Dog Officer.

Program or Purpose: Dog Licensing & other expenses relating to dogs.

Revenue Source: Fees for licensing dogs.

D. Boarding & Caring for Impounded Dogs (Re-establish)

Fiscal Year Expenditure \$5,000

Limit:

Authorized Department: Police Department.

Program or Purpose: Boarding and caring for impounded dogs.

Revenue Source: Fines and payments by owners for boarding dogs

E. Wetlands By-law Expenses (Re-establish)

Fiscal Year Expenditure \$25,000

Limit:

Authorized Department: Conservation Commission.

Program or Purpose: Pass-through account for expert engineering and consulting services retained by the Conservation Commission for review of applications under the Wetlands By-law.

Revenue Source: Costs and fees advanced by applicants.

F. Fees & Expenses of Animal Control Officer (Re-establish)

Fiscal Year Expenditure \$3,000

Limit:

Authorized Department: Board of Health

Program or Purpose: Pass-through account for paying the Animal Control Officer's stipend, fees and other expenses.

Revenue Source: Fees and charges assessed to owners for the inspection of domestic animals in accordance with Massachusetts General Laws Chapter 129, Section 19.

G. Fees for Deputy Collector (Re-establish).

Fiscal Year Expenditure \$15,000

Limit:

Authorized Department: Town Collector.

Program or Purpose: Pass-through account to pay statutory fees earned by the Town's Deputy Collector (independent contractor).

Revenue Source: Fees added to and paid with overdue bills.

H. Fees & Expenses of Field Driver (Re-establish)

Fiscal Year Expenditure \$2,000

Limit:

Authorized Department: Police Department.

Program or Purpose: Pass-through account for paying the fees and expenses of the Town's Field Driver.

Revenue Source: Charges assessed to owners for collecting, transporting, and impounding their strayed animals.

I. Fees & Expenses of Police Lock-up (Re-establish)

Fiscal Year Expenditure Limit: \$5,000

Authorized Department: Police Department.

Program or Purpose: Pass-through account for providing lock-up facilities to other governmental entities.

Revenue Source: Fees paid for use of cells

J. Expenses of Planning Board (Re-establish)

Fiscal Year Expenditure Limit: \$40,000
Authorized Department: Planning Board.
Program or Purpose: Pass-through account for expert engineering, other consulting services & for legal advertising required & expenses incurred by the Planning Board for review of applications under its Subdivision Control Regulations.
Revenue Source: Costs and fees advanced by applicants.

K. Expenses of Recycling (Re-establish)

Fiscal Year Expenditure Limit: \$3,000
Authorized Department: Board of Health.
Program or Purpose: Pass-through account for expenses of recycling cardboard, glass, metals, paper, plastics, etc.
Revenue Source: Payments for recycled materials

L. Expenses of Recreational Fields (Re-establish)

Fiscal Year Expenditure Limit: \$25,000
Authorized Department: Recreation Fields Committee
Program or Purpose: For the costs of maintenance, equipment & supplies, renovation and/or improvements to any and all Town owned Recreation fields, including related design services
Revenue Source: Fees, Donations, Gifts

M. Council on Aging Medical Transport Expenses (Re-establish)

Fiscal Year Expenditure Limit: \$5,000
Authorized Department: Council on Aging
Program or Purpose: For the costs of transporting to medical events for the elderly that supplements services already provided by the MART van
Revenue Source: Grants Donations, Fares

N. Council on Aging Newsletter Printing Expenses (Establish)

Fiscal Year Expenditure Limit: \$4,000
Authorized Department: Council on Aging
Program or Purpose: For the costs of advertising and printing the monthly COA newsletter
Revenue Source: Revenue from advertisements; grants, donations,

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor. Motion passed.

Article 19. Appropriate Chapter 90 Funds

David Swain moved that the Town vote to appropriate, directly for expenditure by the Public Works Department, for such purposes as may be approved by the Massachusetts Highway Department for capital expenditures, all highway aid received from the Commonwealth during Fiscal Year 2013, in accordance with Chapter 90 of the Massachusetts General Laws. Motion

seconded by Kendra Dumont.

Finance Committee and the Board of Selectmen recommended favorable action.

Hand Vote: Unanimous vote in favor; motion passed.

Article 20. Transfer to the Stabilization Fund for FY2013

David Swain moved that the Town vote to transfer \$47,313.18 to the General Stabilization Fund from Free Cash. Motion seconded by Kendra Dumont.

Finance Committee and the Board of Selectmen recommended favorable action.

Moderator advised that a 2/3 vote in favor of the motion would be needed for it to pass.

Hand Vote: Moderator declared unanimous vote in favor. Motion passed.

Motion made and seconded to dissolve the meeting. Voice vote: Moderator declared that the Aye's had it over the Nay's and that the meeting was dissolved at 9:41 pm

Respectfully submitted,

Amy R. McDougall
Shirley Town Clerk

Attachments: (20 pages)

- Appendix A – Amendment to Nashoba Valley Technical School District Agreement. (7-page document)
- FY13 Budget as passed (8-page document)
- Appendix C - Shirley FY2013-2017 Capital Improvement Plan(1-page document)
- Appendix D - Capital Budget with Funding Sources for FY2013 (1-page document)
- Appendix E - Town of Shirley Salary Classification Plan (1-page document)
- Appendix F - FY 2012 Town of Shirley Wage Scale (1-page document)
- Appendix G - FY 2013 Town of Shirley Wage Scale (1-page document)